

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAMES TOELLE,

Defendant.

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CASE NO. 8:04CR89

ORDER

This matter is before the Court on its own motion pending the resentencing hearing scheduled on June 20, 1005, at 11:00 a.m.

On or before June 13, 2005, each party shall file a brief sentencing memorandum indicating the party's position with respect to anticipated sentencing issues. The memoranda shall include suggested advisory sentencing guideline computations. Failure to file a memorandum may be considered as an abandonment of the party's position with respect to any sentencing issue.

IT IS ORDERED that each party shall file, on or before June 13, 2005, a sentencing memorandum as outlined above.

DATED this 7th day of June, 2005.

BY THE COURT:

s/Laurie Smith Camp
United States District Judge